



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

11-10  
**RECEIVED**

In re Application of: )  
John Eric Arnold )  
For: PART NUMBER )  
IDENTIFICATION TAG )  
Serial No.: 10/069,301 )  
Filed: February 18, 2002 )

Docket No. DN1999215USA  
Confirmation No. 2013  
Art Unit: 3683  
Examiner: Melanie Torres

MAR 25 2004  
**OFFICE OF PETITIONS**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

February 26, 2004  
(date)  
Lois Gould  
(Lois Gould)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

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MAR - 5 2004  
**GROUP 3600**

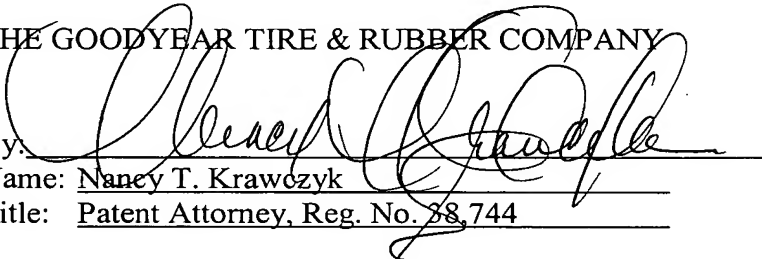
**PETITION FOR REVIVAL OF AN UNINTENTIONALLY**  
**ABANDONED APPLICATION UNDER 37 CFR 1.137 (b)**

The following is submitted in support of Applicant's Petition to Revive An Unintentionally Abandoned Application under 37 CFR 1.137(b);

1. This application became abandoned on January 3, 2004.
2. This petition is being filed within one year of the date of abandonment.
3. A Final Office Action was mailed on July 2, 2003.
4. On July 15, 2003, a response under 37 CFR 1.113 was transmitted to the USPTO via facsimile to the appropriate telephone number provided in the Final Office Action. A confirmation sheet was received, indicating that the response had been successfully transmitted to the USPTO telephone number provided.
5. No response was ever received by Applicant from the Examiner. In early February 2004, the lack of response was realized by Applicant. It was discovered at the same time, that in a second patent application, 10/009,696, a facsimile transmission sent to the same art unit, on August 6, 2003, was also not received by the Examiner in charge of that application, though, like in this present application, a confirmation sheet had been received by the applicant's representative indicating a successfully transmission.
6. Upon contacting the Examiner was contacted regarding the failure to receive any response from the USPTO, Applicant was asked to resubmit the response. This was done on February 6, 2004.

7. An Advisory Action was mailed on February 21, 2004; however, the time period for responding to the Action had lapsed.
8. The entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional.
9. The required reply to the outstanding Final Rejection, dated July 2, 2003 is enclosed, the response including a Request for Continued Examination.
10. The Commissioner is authorized to charge the Petition fee under 37 CFR 1.17 in the amount of \$1,280.00 to Deposit Account No. 07-1725. The Assistant Commissioner is also authorized to charge any additional fees that may be required pursuant to 37 CFR. 1.17 and to credit any overpayment to Deposit Account No. 07-1725. A duplicate copy of this Petition is enclosed.

THE GOODYEAR TIRE & RUBBER COMPANY

Date: Feb 25, 2004 By:   
Name: Nancy T. Krawczyk  
Title: Patent Attorney, Reg. No. 38,744

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